

REMARKS

The Examiner has issued a restriction requirement stating that the application claims four separate inventions. Specifically, the Examiner identifies the four inventions as being:

- I. Claims 69-111, drawn to a method of depositing elemental metal in the vicinity of an enzyme;
- II. Claims 112-128 (which Applicants assume should have been 112-122), drawn to a kit for depositing elemental metal in the vicinity of an enzyme;
- III. Claims 123-128, drawn to a kit for detecting a gene or protein; and
- IV. Claims 129-136, drawn to a kit.

Pursuant to 37 C.F.R. §1.142, Applicants elect Group III, Claims 123-128 without traverse. Accordingly, Claims 69-122 and 129-136 are canceled without prejudice. Applicants reserve the right pursuant to 35 U.S.C. §121 to file one or more divisional applications directed to the non-elected inventions during the pendency of the present application.

Application No. 10/658,609
Reply to Restriction Require. Dated November 7, 2005
Restriction Require. Dated October 7, 2005

CONCLUSION

In view of Applicant's election, Applicants respectfully request the Examiner to expedite the prosecution of this patent application to issuance. Should the Examiner have any question, the Examiner is encouraged to telephone the undersigned.

The Commissioner is authorized to charge any additional fees that may be required, including petition fees and extension of time fees, or credit any overpayment to Deposit Account No. 23-2415 (Docket No. 6270-705.501).

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI

Dated: November 7, 2005

By:



Shirley Chen, Ph.D.
Registration No. 44,608

650 Page Mill Road
Palo Alto, CA 94304
Direct Dial: (650) 565-3856
Fax: (650) 493-6811
Customer No. 021971